

FGE

6688-A

3220 Duke Street • Alexandria Virginia 22314-4590

Cable FGECARS  
Telex 89 2670

Lester A. Sittler  
General Attorney  
703 823 1146

June 27, 1984

No. 4--180A022  
JUN 28 1984

Date .....

RECORDATION NO. .... Filed 1475

Fee \$ .....

Mrs. Mildred Lee  
Interstate Commerce Commission  
12th and Constitution Avenue, N.W.  
Room 2303 - Recordation  
Washington, D.C. 20423  
JUN 28 1984 11 20 PM  
INTERSTATE COMMERCE COMMISSION

Re: Fruit Growers Express Company Equipment Trust  
of 1972, Series VV, Supplemental Agreement  
The Riggs National Bank of Washington, Trustee

Dear Mrs. Lee:

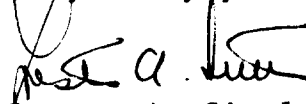
Enclosed for filing and recording under Section 20(c) of the Interstate Commerce Act are original executed counterparts of Supplemental Agreements to the above-captioned equipment trust covering replacement for cars destroyed:

<u>Equipment Trust</u>	<u>Recordation No.</u>	<u>Date of Supplement</u>
1972, Series VV	6688	June 8, 1984

Upon recordation, please return confirmation of the above, showing appropriate data. Enclosed is our check for \$10 to cover the recordation fee.

Thank you for your assistance in this matter.

Very truly yours,

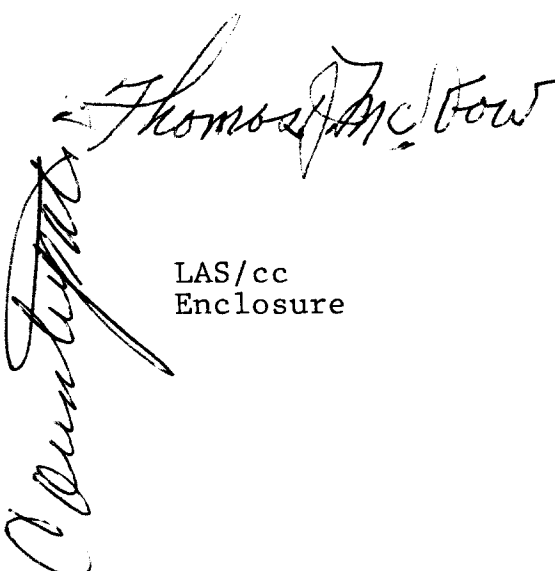
  
Lester A. Sittler

LAS/cc  
Enclosure

RECEIVED

JUN 28 11 24 AM '84

FEE OPERATION AT



Interstate Commerce Commission  
Washington, D.C. 20423

6/28/84

OFFICE OF THE SECRETARY

Lester A. Sittler

General Attorney

FGE

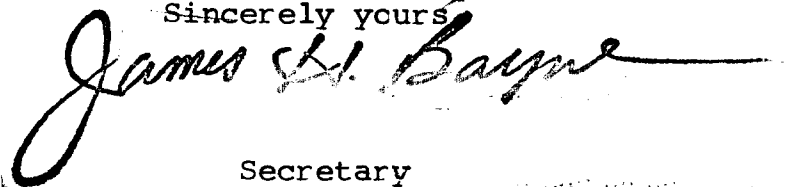
3220 Duke St.

Alexandria, VA. 22314-4590

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 6/28/84 at 11:20am and assigned re-recording number(s). 6688- A

Sincerely yours



Secretary

Enclosure(s)

SE-30  
(7/79)

REGISTRATION NO. 6688-A Filed 1425

JUN 28 1984 11 49 AM

LIVE OAK STATE COMMERCE COMMISSION

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**FRUIT GROWERS EXPRESS COMPANY  
EQUIPMENT TRUST OF 1972**

SERIES VV

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**Supplemental Agreement**

Dated as of June 8, 1984

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THE RIGGS NATIONAL BANK OF WASHINGTON, D.C., *Trustee*

with

**FRUIT GROWERS EXPRESS COMPANY**

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**SUPPLEMENTAL AGREEMENT**, dated as of the 8th day of June, 1984, between THE RIGGS NATIONAL BANK OF WASHINGTON, D.C., a national banking association organized and existing under the laws of the United States of America, Trustee (hereinafter called the Trustee), and FRUIT GROWERS EXPRESS COMPANY, a corporation duly organized and existing under the laws of the State of Delaware (hereinafter called the Company),

WITNESSETH:

WHEREAS, the Trustee and the Company entered into a certain Agreement dated as of August 15, 1972, whereunder the Company agreed to sell and deliver to the Trustee 180 railroad refrigerator cars, and as of the same date also entered into a certain Lease whereunder the Trustee let and leased the aforesaid refrigerator cars, described in the Leasing Clause, to the Company, said agreement and Lease constituting Fruit Growers Express Company Equipment Trust of 1972, Series VV and

WHEREAS, refrigerator cars FGC 12607, FGM 12674, 12704, 12729 and 012616, previously delivered to the Trustee under said Trust have been destroyed, and the Express Company has sold and delivered to the Trustee in replacement thereof ten railroad refrigerator cars of equal or greater aggregate value and of as good material, character and construction as the refrigerator cars so destroyed, and

WHEREAS, the Trustee has redelivered said refrigerator cars to the Company and the Company has accepted the same, and it is desired to supplement the record of said Lease by adding thereto a description of said replacement cars,

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

FIRST. The Trustee has let and leased and by these presents doth let and lease to the Company for the term, for the rent and upon the terms and conditions and covenants set forth in said Lease the following railroad equipment:

1 Class "A", 50-ft., 70-ton, all-steel insulated bunkerless refrigerator car, Association of American Railroads Mechanical Designation "RBL", built in 1964, bearing letters and road number CNW 91976, and

1 Class "A", 50-ft., 70-ton, all-steel mechanical refrigerator car, Association of American Railroads Mechanical Designation "RPL", built in 1965, bearing letters and road number FGM 11024, and

1 Class "A", 50-ft., 70-ton, all-steel insulated bunkerless refrigerator car, Association of American Railroads Mechanical Designation "RBL", built in 1965, bearing letters and road number CG 92764, and

1 Class "A", 50-ft., 70-ton, all-steel insulated bunkerless refrigerator car, Association of American Railroads Mechanical Designation "RBL", built in 1966, bearing letters and road number FGE 93338, and

1 Class "A", 50-ft., 70-ton, all-steel mechanical refrigerator car, Association of American Railroads Mechanical Designation "RPL", built in 1967, bearing letters and road number FGM 11272, and

1 Class "A", 50-ft., 70-ton, all-steel insulated bunkerless refrigerator car, Association of American Railroads Mechanical Designation "RBL", built in 1967, bearing letters and road number FGE 94457, and

1 Class "A", 50-ft., 70-ton, all-steel mechanical refrigerator car, Association of American Railroads Mechanical Designation "RPL", built in 1968, bearing letters and road number FGM 11449, and

1 Class "A", 50-ft., 70-ton, all-steel insulated bunkerless refrigerator car, Association of American Railroads Mechanical Designation "RBL", built in 1972, bearing letters and road number CR 98288, and

2 Class "A", 50-ft., 70-ton, all-steel insulated bunkerless refrigerator cars, Association of American Railroads Mechanical Designation "RBL", built in 1974, bearing letters and road numbers SCL 99532 and CRR 99762.

SECOND. The recitals herein are made by the Express Company and not by the Trustee.

THIRD. This Supplemental Agreement shall not be construed as in any way amending said Agreement and Lease together constituting Fruit Growers Express Company Equipment Trust of 1972, Series VV, and said Agreement and Lease shall remain and be in full force and effect in accordance with their terms.


FOURTH. The Express Company hereby constitutes and appoints C.N. Taylor, its President, to be its Attorney to execute and acknowledge this instrument in its name and as and for its corporate act and deed.


IN WITNESS WHEREOF, THE RIGGS NATIONAL BANK OF WASHINGTON, D.C., Trustee, and FRUIT GROWERS EXPRESS COMPANY, have caused these presents to be signed in their respective corporate names and their respective corporate seals to be hereunto affixed and duly attested by their respective officers thereunto duly authorized as of the day and year first above written.

THE RIGGS NATIONAL BANK  
OF WASHINGTON, D.C.,

Trustee,

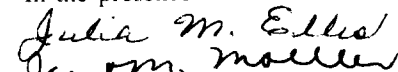

By

  
Sr. Vice President

Attest: 

CORPORATE Trust Officer


In the presence of: (Seal)

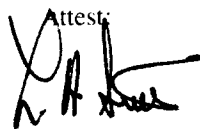
Witnesses

FRUIT GROWERS EXPRESS COMPANY

By

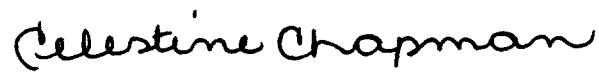
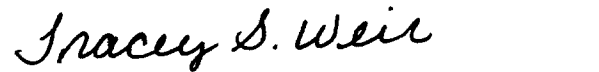
  
President

(Seal)

Attest: 

Secretary

In the presence of:

Witnesses.

DISTRICT OF COLUMBIA }  
CITY OF WASHINGTON } ss.:

On the 19<sup>th</sup> day of June, 1984, before me personally  
came M. J. AQUILINO, to me  
known, who, being by me duly sworn, did depose and say that he resides at  
508 Scott Drive Silver Spring Md.  
that he is a Vice President of THE RIGGS NATIONAL BANK OF  
WASHINGTON, D.C., the corporation described in and which executed the  
above instrument; that he knows the seal of said corporation; that the seal af-  
fixed to said instrument is such corporate seal; that it was so affixed by authori-  
ty of the Board of Directors of said corporation; and that he signed his name  
thereto by like authority.

*Stephen W. Cherry*  
Notary Public

My Commission Expires December 14, 1987

(Notarial Seal)



DISTRICT OF COLUMBIA. }  
CITY OF WASHINGTON. } ss.:

On the 18<sup>th</sup> day of June, 1984, before me personally came C.N. Taylor, to me known, who being by me duly sworn, did depose and say that he resides at 1201 S. Eads St., Arlington, VA, that he is President of FRUIT GROWERS EXPRESS COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; and that it was so affixed by authority of the Board of Directors of said corporation; and that he signed his name thereto by like authority.

*Shirley L. Walters*

*Notary Public*

My Commission Expires 3-6-88